



"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

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There are two principal types of surface water rights in California. They are riparian and appropriative rights. An appropriative right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

Blank lines for general information.

ITEM CONTINUATION

If there is insufficient space for your answers, please use the space provided below.

COMPANY NAME:

PRINTED NAME: (first name) (middle int.) (last name)

SIGNATURE: Joseph C. Spagnola

DATE: June 21, 2001 at 460 San Antonio Rd, Redlands, California

I declare that the information in this report is true to the best of my knowledge and belief.

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

- 2. Water quality and wastewater reclamation
a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES NO
b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:
3. Conjunctive use of surface water and groundwater
a. Are you now using groundwater in lieu of surface water? YES NO
b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:
I have data to support the above surface water use reductions due to conjunctive use efforts. YES NO (aff/mg) yr
I have data to support the above surface water use reductions due to conjunctive use efforts. YES NO (aff/mg) yr

**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATEMENT NO: S000271  
OWNER OF RECORD: JOSEPH TOGNALDA

JOSEPH TOGNALDA  
460 SAN ANTONIO ROAD  
PETALUMA, CA 94952

SOURCE: SAN ANTONIO CREEK  
TRIBUTARY TO: PETALUMA RIVER  
COUNTY: SONOMA  
DIVERSION  
WITHIN: ¼ OF ¼ SECTION 23, T4N, R7W, MDB&M.

TELEPHONE NUMBER:  
( ) -  
YEAR OF FIRST USE: 1908  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.**

- A. Water is used under: Riparian claim ; Pre 1914 right ; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	ANNUAL
1992													
1993													
1994													

STATE WATER RESOURCES CONTROL BOARD  
 DIV. OF WATER RIGHTS  
 SACRAMENTO  
 JUN 26 PM 3:33

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
 Irrigation 300 acres; Stockwatering 200 Head; Domestic \_\_\_\_\_  
 Other (specify) \_\_\_\_\_

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6-19, 1995, at Petaluma, California

SIGNATURE: Joseph C. Tognola

PRINTED NAME: Joseph C. Tognola

COMPANY NAME:

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. \_\_\_\_\_

DIVERSION SITE:

OWNER'S NAME Joseph C Tognalda  
(FIRST) (MIDDLE) (LAST) (see back)

PARCEL NO. 19-280-03

PLACE OF USE:

OWNER'S NAME Joseph C Tognalda  
(FIRST) (MIDDLE) (LAST) (see back)

1. PARCEL NO. 19-280-03 Same as Above  
2. PARCEL NO. 19-280-01 " " "  
3. PARCEL NO. 19-270-06 See BACK

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER \_\_\_\_\_

NAME Joseph C Tognalda  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 460 San Antonio ROAD  
Petaluma CA 94952  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 763 - 1001

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME N/A  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

Owners Name: Walter A. Tognalda  
Eleanor Tognalda Facendini

Place of Use: Owners parcels 1+2

Same AS Owners Names

Parcel 3 Joseph F. Tognalda

AND EMILIA A. Tognalda

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

DIVERTER OF RECORD:

STATEMENT NO: 000271

JOSEPH TOGNALDA  
460 SAN ANTONIO ROAD  
PETALUMA, CA 94952

TELEPHONE NUMBER:  
( ) -

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SAN ANTONIO CREEK

TRIBUTARY TO: PETALUMA RIVER

COUNTY: SONOMA

YEAR OF FIRST USE: 1938

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 23, T04N, R07W, MDB&M.

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.**

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right ; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991													
1992	<i>Water not used from creek</i>												
1993													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_  
\_\_\_\_\_

STATE WATER RESOURCES CONTROL BOARD  
 94 JUN 30 PM 3:31  
 DIV. OF WATER RIGHTS SACRAMENTO

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6-27-94, 19\_\_\_\_, at Petaluma, California

Signature: Joseph Tognalda

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Appropriation of Water in California"

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Elmer J. Magza  
 Address 156 San Antonio Rd. Petaluma Calif. 94952

B. Name of body of water at point of diversion San Antonio Creek  
 Tributary to Petaluma River

C. Place of diversion  $\frac{1}{4}$  Section 23, Township 41 N, Range 7 W, B&M,  
Sonoma County, or locate it on sketch of section grid on reverse side with regard to section lines or  
 prominent local landmarks.

D. Name of works \_\_\_\_\_

E. Capacity of diversion works \_\_\_\_\_  
 Capacity of storage reservoir \_\_\_\_\_  
 State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as  
 acres of each crop irrigated, average number of persons served, number of stock watered, etc. 10 acres under grow  
household use 3 persons. 80 to 100 head dairy cows

Maximum annual water use in recent years \_\_\_\_\_  
 Minimum annual water use in recent years \_\_\_\_\_

Type of diversion facility: gravity \_\_\_\_\_, pump  \_\_\_\_\_, weir \_\_\_\_\_, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate \_\_\_\_\_

Method of measurement: weir \_\_\_\_\_, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate \_\_\_\_\_

F. Purpose of use (what water is being used for) irrigation

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) \_\_\_\_\_

H. Year of first use as nearly as known 1908

I. Name of person filing statement Elmer J. Magza  
 Position Dairy farmer Organization Wid. Elmer Magza + Elmer J. Magza  
 Address 156 San Antonio Rd, Petaluma, Calif

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed Feb. 10 - 67

Signature Elmer J. Magza

See Instructions on Reverse Side